THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

UNITED STATES OF AMERICA,

CASE NO. CR15-0202-JCC

Plaintiff,

MINUTE ORDER

v.

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ENRIQUE AGUILAR-VALENCIA and GUSTAVO GARCIA-VALENCIA,

Defendants.

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

This matter comes before the Court on the parties' stipulated motion to continue trial date (Dkt. No. 267). Having considered the motion and the relevant record, the Court FINDS that:

- 1. The facts and circumstances are as set forth in the stipulated motion;
- 2. Failure to grant a continuance in this case will deny counsel the reasonable time necessary for effective preparation of trial and other pretrial proceedings, taking into account the exercise of due diligence;
- 3. Failure to grant a continuance would likely result in a miscarriage of justice, and the case is complex due to such factors as the number of defendants;
- 4. The ends of justice served by granting this continuance outweigh the best interest of the public and Defendants in a speedy trial;

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1	5. All these findings are made within the meaning of 18 U.S.C. § 3161(h)(7)(A) and
2	(B)(i),(ii) and (iv);
3	6. The period of time from the filing date of the motion until the new trial date, set
4	forth below, shall be excludable time pursuant to the Speedy Trial Act, 18 U.S.C.
5	§ 3161(h)(7)(A).
6	7. Defendant Enrique Aguilar Valencia has waived his speedy trial right for the
7	period up to and including January 31, 2017. (Dkt. No. 268 at 1.)
8	The motion (Dkt. No. 267) is GRANTED. The jury trial in this matter is CONTINUED
9	from Monday, September 19, 2016 to Monday, January 30, 2017 at 9:30 a.m.
10	The Court ORDERS Defendant Gustavo Garcia-Valencia to immediately file with the
11	Court a waiver of his rights under the Speedy Trial Act, 18 U.S.C. § 3161 et seq., through the
12	aforementioned trial date, consistent with this order.
13	The Court further ORDERS that all pretrial filings—including trial briefs, motions in
14	limine, proposed voir dire, proposed jury instructions, and proposed verdict forms—shall be
15	submitted no later than Monday, January 23, 2017. Objections or responses to any pretrial filings
16	shall be due by Wednesday, January 25, 2017. Regarding the proposed jury instructions, the
17	parties shall indicate which instructions they agree upon and which instructions are contested,
18	along with the basis for challenging each contested instruction.
19	DATED this 9th day of August 2016.
20	William M. McCool Clerk of Court
21	s/Paula McNabb
22	Deputy Clerk
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